IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 29TH MAY 2007 / 8TH JYAISHTA 1929

Bail Appl..No. 3140 of 2007()

C.R. NO. 19 OF 2007 OF CHATHANOOR POLICE STATION

PETITIONER/ACCUSED

THANKAMANI AMMA,
AGED 50 YEARS, W/O.LATE CHANDRASEKHARA PILLAI,
PLAVILA KIZHAKKATHIL, ULIYANADU,CHIRAKKARA VILLAGE
KOLLAM TALUK.

BY ADV. SRI.G.BHAGAVAT SINGH

RESPONDENTS:

STATE OF KERALA,
REP.BY THE PUBLIC PROSECUTOR, HIGH COURT OF
KERALA, ERNAKULAM (CRIME NO.19 OF 2007 OF
CHATHANNOOR EXCISE RANGE, KOLLAM).

BY PUBLIC PROSECUTOR SRI.P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 29/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

Bail Application No. 3140 of 2007

DATED: 29-05-2007

O R D E R

In this Petition filed under Sec. 438 Cr.P.C. the petitioner who is the sole accused in C.R. No.19 of 2007 of Chathannoor Excise Range for an offence punishable under sec.55 (g) of the Abkari Act for allegedly having been found in possession of 70 litres of wash on 5-5-2007, seeks anticipatory Bail.

2. The learned Public Prosecutor opposed the application.

3. Anticipatory bail cannot be granted in a case involving such grave offence. It is too early to accept the petitioner's contention that the petitioner has been falsely implicated. There is no reason why the petitioner should not surrender before the magistrate concerned and seek regular bail. Accordingly, If the petitioner surrenders before the Magistrate concerned within two weeks from today and files an application for regular bail, the same shall be considered and disposed of preferably on the same day on which it is filed bearing in mind the decision in **Sukumari v. State of Kerala - 2001 (1) KLT 22.**

With the above observation this Application is disposed of .

V.RAMKUMAR, JUDGE.

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